BOMBAY REGULATION XXIX OF 1827.[1]

[*1st August 1827.*]

Repealed in part, by Bom. Reg. 4 of 1828 ;

" " " " Act 6 of 1842 ;
" " " " " 11 of 1846 ;
" " " " " 4 of 1868 ;
" " " " " 14 of 1869 ;
" " " " " 10 of 1876 ;
" " " " " 12 of 1876 ;
" " " " " 4 of 1894 ;

Supplemented, by Bom. Reg. I of 1831, as amended by Bom. Reg. 16 of 1831, s. 2 ;

Supplemented, by Act 19 of 1835.

Adapted and modified by the Adaptation of Indian Laws Order in Council.

A Regulation for bringing under the operation of the Regulations the Bombay territories in the Dekkhan and Khandesh.

Preamble. WHEREAS, subsequently to the conquest by the Company of the territories of the late Peshwa, in the Dekkhan and Khandesh, and the acquisition from other States by treaties and agreements of other territories within the said countries, the governments of all the said territories have, with the view of avoiding the abrupt introduction of extensive change, been conducted under the orders of the Governor in Council, constituting a system which was calculated gradually to prepare the way for the introduction of the general rules of the British administration ;

and whereas the Regulations for the administration of the Bombay territories have in the meantime been revised, and it has now been judged expedient to bring the territories in the Dekkhan and Khandesh under the revised Regulations, being the first [2]twenty-six (26) Regulations of 1827, with certain modifications ;

the following rules have been enacted [3]* * * *

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[1] As to the application of Bom. Reg. 29 of 1827 to the Southern Maratha Country (Dharwar District), *see* Bom. Reg. 7 of 1830 as amended by Act 16 of 1895. As to its application to certain other territory, *see* Bom. 3 of 1863, s. 4, and Bom. 14 of 1866, s. 3. *Cf.* s. 4 of the Code of Civil Procedure, 1908 (5 of 1908).

[2] Most of these Regulations have been repealed—*see* Chronological Tables of the Indian Statutes. The unrepealed portions of the others are printed on the preceding pages.

[3] The words and figures " to have effect from the 1st September 1827 ", were repealed by the Repealing Act, 1876 (12 of 1876).

Regulations made applicable to Dekkhan and Khándesh.

2. *First.*—The first [1]twenty-six (26) Regulations of 1827 [2]* * * * shall, from the 1st September, 1827, be of force and effect, except as specifically enacted to the contrary, throughout the Bombay territories in the Dekkhan and Khándesh, consisting of the zilas of Puna and Ahmadnagar, as described in Appendix A to this Regulation [3]* * * * *

Second.—[*Fees*] *Rep. Act XII of 1876.*

Persons excluded from jurisdiction of Courts.

3. *First.*—With reference to the said zilas, [4]* * * * * suits against certain persons of rank, as hereinafter specified, shall not come under the jurisdiction of the Civil Courts.

List to be furnished to Judge.

Second.—A [5]list of the said persons of rank will be furnished by [6][the Provincial Government] to the Judge, who will, on application, communicate the same to any person who, as plaintiff or defendant, may show that his interest requires his being supplied [0] with that information.

Agent to be appointed for trial of suits against them.

4. *First.*—An [7]Agent of [6][the Provincial Government] shall be specially appointed for the purpose of receiving and trying and deciding all complaints of a Civil nature which would, under the ordinary rules, be cognizable by either of the Judges of Puna and Ahmadnagar against any of the persons [8]contemplated in the preceding section: he shall be furnished with a list of the [9]said persons of rank, and with instructions descriptive of the respective rules of procedure to be followed in the case of each such person, and he shall communicate to any individual making application so much of the above-mentioned information as such individual may show to be important to his own interest.

List and instructions to be furnished to him.

List and instructions what to comprise and provide.

Second.—The list above-mentioned shall comprise three (3) classes of persons of rank; and the instructions above-mentioned shall provide three (3) several modes of procedure, applicable respectively to each class of the said persons of rank.

Conduct of suits against first class persons.

5. *First.*—Suits against the persons belonging to the first of the classes comprised in the Agent's list, being individuals of the very first distinction and influence under the Peshwa's Government on account of their birth, their political importance, or the religious estimation in which they were held, shall be conducted and decided by the Agent, reference being had in the most ample degree to the privileges of the defendant by former usage and custom enjoyed, and to other peculiar characteristics of the case conformable to like usage and custom;

Decrees not to be executed without reference to Provincial Government.

and no decree against any such defendant shall be enforced until the suit and all proceedings thereon shall have been referred to the [10][Provincial Government] (to [11][which] also the plaintiff may appeal), [11]which, as a special superior Court for

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[1] Most of these Regulations have been repealed—*see* Chronological Tables of the Indian Statutes. The unrepealed portions of the others are printed on the preceding pages.

[2] The words "with the exception of Regulation XVIII and of any enactments relating to stamps" were repealed by the Repealing and Amending Act, 1894 (4 of 1894).

[3] The words and figures "and the said territories are hereby further brought under the operation of the Regulations, according as they may apply, to be passed from and after the first September, 1827, for the government of the territories subordinate to the Presidency of Bombay" were repealed by the Repealing Act 1876 (12 of 1876).

[4] The words and figures "it is hereby enacted that, in modification of the rules contained in Reg. II A. D. 1827, Sections XXI and XXXVII, clause first" were repealed by Act 12 of 1876.

[5] As to appeals from decisions passed by jágirdárs included in this list, *see* Bom. Reg. 13 of 1830, s. 3. As to Courts having power to take cognizance of land-suits in which persons included in this list are concerned as defendants, *see* Bom. Reg. 1 of 1831, and Bom. Reg. 16 of 1831.

[6] The words "the Provincial Government" were substituted for the word "Government" by the Adaptation of Indian Laws Order in Council.

[7] As to transfer of suits to the Assistant Agent, *see* Act 19 of 1835.

[8] As to land-suits in which such persons are concerned as defendants, *see* Bom. Reg. 1 of 1831, and Bom. Reg. 16 of 1831, s. 2.

[9] *Cf.* Section 4 of the Code of Civil Procedure, 1908 (Act 5 of 1908).

[10] The words "Provincial Government" were substituted for the words "Governor in Council" by the Adapation of Indian Laws Order in Council.

[11] The word "which" was substituted for the words "whom" and "who", *ibid.*

The thirty-two (32) following villages of the taraf Paun Maval, namely :—

1 Karunj,
2 Ambegaon,
3 Pusani,
4 Chandkhed,
5 Kila,
6 Shevti,
7 Sindgaon,
8 Pavla,
9 Kurda,
10 Siravli,
11 Ghivandi Alvan,
12 Apti,
13 Kauter Khadak,
14 Malavli,
15 Shivli,
16 Aridiv,
17 Shivner,
18 Bauver,
19 Thugaon,
20 Pardavdi,
21 Mahagaon,
22 Kusgaon,
23 Yelsi,
24 Bebarvohol,
25 Riha,
26 Pauchana,
27 Bersi,
28 Badavli,
29 Arra,
30 Ursi,
31 Gotavra,
32 Adala Khurd.

The three (3) tarafs Kari Pathar, Sasvad and Supa.

So much of the two (2) *tarafs Nir Thadi and Sirval as lies north of the Nira river*[1].

The six (6) tarafs Indapur Baramati Mohol, Under tappa to the west of the Sina river Bhusa and Temburni.

The four (4) following villages of the taraf Karkam, namely :—

1 Gursali,
2 Badalkot,
3 Karola,
4 Ujini.

The two (2) following villages of the taraf Kathi, namely :—

1 Sorsti,
2 Shankargaon.

The three (3) tarafs Sholapur, Ahirvadi and Mandrup.

The five (5) following villages denominated the Sammot Phutgaon, namely :—

1 Andal,
2 Muranchi,
3 Nerkhed,
4 Darphal,
5 Mangrul.

The seven (7) tarafs Indi, Tamba, Hippargi, Julvad-Kokatnur, Almel, Bardul and Ukli.

The three (3) following villages of the taraf Haveli Bijapur, namely :—

1 Ukmanhal,
2 Kaulga,
3 Ahleabad.

The four (4) following villages of the taraf Horti, namely :—

1 Ranjanhal,
2 Minchanhal,
3 Tilihal,
4 Kyatilkir.

The qasba of Sindgi.

[1] As to three of the villages in these tarafs, *see* the first footnote on p. 27, *supra*.

The six (6) following villages of the taraf Honvad, namely :—

1 *Jalihal*,[1]
2 Ramtirat,
3 Yetinhal,
4 Arahalli,
5 Kaltavteghi,
6 Ghonasghi.

The seven (7) following villages of the taraf Anti, namely :—

1 Aralhatti,
2 Abihal,
3 Tangarri,
4 Mangsula,
5 Balgheri,
6 Sambarga,
7 Bemanhl.

The two (2) following villages of taraf Halsanghi, namely :—

1 Bhatgunk,
2 Gotihal.

The six (6) following villages, namely :—

1 Avakor,
2 Hina Parsalghi,
3 Surpal,
4 *Tingni Bidri*,[1]
5 *Hongalhalli*,[1]
6 *Karjol*.[1]

The two (2) tarafs Talikoti and Nalatvad.

The qasba of Bagevadi and the two (2) villages of Masbinal and Yerval.

The four (4) following villages in the taraf Muhammadpur, namely :—

1 Jaynapur,
2 Budeni,
3 *Upaldinni*,[1]
4 Gurodhal.

The village of Bhaganagar, taraf Sednak.

The seven (7) following villages of the taraf Chimalghi, namely :—

1 Disalkop,
2 Mijarkop,
3 Murkatihal,
4 Golsinghi,
5 Gharri,
6 Liklevadi,
7 Maundghi.

Zila of Ahmednagar.

(Ahmednagar Collectorship.)

Barsi Panch Mahals.

The Peshwa's share of the pargana Doka.

The village of Vaghola in the Dharur pargana.

So much of the pargana Haveli-Parinda as lies west of the Sina river and the village of Sanori to the east of the said river.

The two (2) parganas of Jamkhed and Vanghi.

The Peshwa's share of Prant Karrevarit and that part of the Nizam's share which lies west of the Sina river.

The Peshwa's share of the Ashti pargana and the taraf Manur.

The two (2) tarafs Naga Haveli and Ranjangaon.

The Pargana Parner.

The nine (9) following villages in taraf Belha, namely :—

1 Davalgaon,
2 Orngaon,
3 Karnjavan,
4 Babra,
5 Kolgaon,
6 Sidori,
8 Ukargaon,
8 Isapur,
9 Andalgaon.

The two (2) parganas of Kharda and Nevasa, except the village of Jalka.

The two (2) tarafs Ganji-Bhoyra and Vavrad.

The pargana Bargaon Nandur.

[1] *See* the first footnote on p. 27, *supra*.

The Peshwa's share of the two (2) parganas Bijapur and Gandapur, together with the village of Takli.

The pargana Sangamner, together with the three (3) qasbas of Rahata, Puntambo and Whava.

The thirteen (13) parganas Dhandarphal, Kotul, Akola, Sinnar, Kumbhari, Patoda, Nasik, Trimbak, Vaghera, Vani, Dindori, Shevgaon and Chandor.

(*Khandesh Collectorship.*)

The thirteen (13) parganas Laling, Songir, Ner, Amalner, Betavad, Dhangri, Garondol, Jalod, Chandshahar, Bhadgaon, Bhal, Utran and Masva.

The pargana Pachora which belongs to Sindia, but is governed by the British.

The taraf Lohara-Haveli which belongs to Sindia, but is governed by the British.

The taraf Sangvi, in the Lohara pargana.

The five (5) parganas Shendurnit, Chalisgaon, Rajdesh, Mahombarai and Manikpuri.

The eighteen (18) following villages of the Kana Pargana, namely :—

1. Rolter,
2. Rohilla,
3. Porkri,
4. Malligaon,
5. Champaner,
6. Hingna,
7. Naydongri,
8. Sahkegaon,
9. Kadra,
10. Kanedi,
11. Jalgaon.
12. Jamdi,
13. Tunvana,
14. Palasgaon,
15. Malpur,
16. Vetalpur.
17. Makrandarpur,
18. Narsinhpur.

The two (2) qasbas of Ranjangaon and Jategaon.

The twenty-four (24) parganas Galna, Chikhalvohol, Tokra, Jhodga, Lohoner, Vakhari, Sandas, Jayteypur, Pissol, Tilvad, Korali, Otur, Pala, Hatgad, Kanasi, Pimpla, Pimpalner, Dhaiva, Varsa, Bhamen, Navapur, [1]*Nandurbar, Sultanpur and Kukarmunda.*

The three (3) qasbas of Pankera, Umarpatta and Chaupala.

The principality of Akrani.

The pargana of Chopda which belongs to Sindia, but is governed by the British.

The two (2) parganas of Thálner and Amba.

The qasba of Sindva.

The pargana of Yával which belongs to Sindia, but is governed by the British.

The two (2) parganas of Adávad and Sávda.

The village of Chángdev.

The pargana of Ráver, including the taraf of Pál.

The four (4) parganas of Nasirabad, Jámner, Bodvad and Bornár.

[1] *See* the first footnote on p. 27, *supra*.